IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	Docket No: Q86666
Takenobu SUNAGAWA, et al.	
Appln. No.: 10/530,515	Group Art Unit: 1713
Confirmation No.: 5345	Examiner: Michael Bernshteyn
Filed: April 7, 2005	

For: THERMOPLASTIC POLYESTER RESIN COMPOSTION AND MOLDED ARTICLE COMPRISING THE SAME

<u>REQUEST FOR ISSUANCE OF A NEW OFFICE ACTION AND</u>
<u>PETITION TO RESET THE TIME PERIOD FOR REPLY DUE TO INCOMPLETE</u>
<u>OFFICE ACTION</u>

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to MPEP § 710.06, Applicants are requesting the time period for reply to the Action dated March 22, 2007 to be reset and issuance of a new Office Action based on the following.

MPEP § 710.06 states that if an Office Action contains an error that affects Applicants' ability to reply to the Action and this error is called to the attention of the Office within 1 month of the mail date of the Action, the Office will restart the previously set period to run from the date the error is corrected, if requested to do so by Applicant.

Pursuant thereto, Applicants note that on page 2 of the Office Action dated March 22, 2007, claims 1-9 are rejected under 35 U.S.C. § 103(a) over Watanabe et al (US 6,447,913) in view of Ding et al (CN 1123302A) (hereinafter "CN '302"). Additionally, in the Action, the Examiner specifically refers to page 1, claim 1, the abstract and page 1, 3rd paragraph of CN '302

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at page 6, lines 11 and 19-20, respectively, of the Action dated March 22, 2007. However, the

CN '302 reference was not provided with the Action and is not available in PAIR. A copy of the

"Display References" page for the above-identified application in Private PAIR is attached and it

can be seen that there are no references under "Foreign Patent and Non-Patent Documents" with

the same mail room date as that of the Action of March 22, 2007. Applicants further note that

the CN '302 reference was not previously made of record.

        Thus, Applicants submit that the Office Action contains an error that effects Applicants'

ability to reply to the Action.

        A telephone call was made to the Examiner to request a copy of the CN '302 reference

relied on by the Examiner, but the Examiner was not available and the undersigned left a voice

mail message.

        The request is being timely submitted within one (1) month of the mailing date of the

Action dated March 22, 2007.

        Accordingly, Applicants respectfully request issuance of a new Office Action with a new

time period for reply including a copy of the CN '302 reference relied on by the Examiner.

                                                 Respectfully submitted,
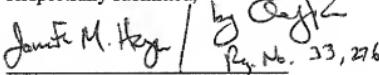
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WASHINGTON OFFICE
23373
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Date: April 20, 2007

| 10/530,515 | Thermoplastic polyester resin composition and molded article comprising the same | 04-20-2007::12:36:53 |

U.S. Patent Documents

ⓘ *How to download references* 5 **Form(s) Found for Application Number 10/530,515**

Date	Form Type
05-10-2005	IDS
10-26-2005	PTO-892
04-12-2006	PTO-892
09-21-2006	PTO-892
03-19-2007	PTO-892

Reference Forms

Mail Room Date	Document Description	Page Count
03-22-2007	List of References cited by applicant and considered by examiner	1
03-22-2007	List of references cited by examiner	1
09-28-2006	List of references cited by examiner	1
04-19-2006	List of references cited by examiner	1
11-03-2005	List of References cited by applicant and considered by examiner	6
11-03-2005	List of references cited by examiner	2

Foreign Patent and Non-Patent Documents

Mail Room Date	Document Description	Page Count
03-07-2007	Foreign Reference	6
03-07-2007	NPL Documents	3
02-26-2007	Foreign Reference	6
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05-10-2005	Foreign Reference	12
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